IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 12258 of 2004

Between:

N.Aluvelu W/o Raju
Beeravolu, Pagidyala(M), Kurnool Dist.

..... PETITIONER

AND

1 The Joint Collector kurnool, Kurnool District
2 The Revenue Divisional Officer Kurnool, kurnool District
3 The Mandal Reveneue Officer Pagidyala Mandal, Kurnool District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the proceedings of the 2nd Respondent bearing No.Rc.B.707/2004, dt. 13/07/2004 as illegal, void and ultravires of the provisions of AP. schedule commodities (Regulation of Distribution by card system) order, 1973 and consequently direct the Respondent herein restore the authorization of the fair price shop of the petitioner situated at Beeravolu Village, Pagidyala mandal, Kurnool District,

Counsel for the Petitioner: MR.K.V.RAGHU VEER

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following ORDER :

This writ petition is filed by the petitioner aggrieved by the order of the second respondent in suspending her authorization on certain alleged irregularities said to have been committed by her while distributing the essential commodities to the card holders.

2. It is the case of the petitioner that the said impugned order was passed by the second respondent at the instance of the local MLA. Immediately, thereafter, the petitioner filed an appeal before the first respondent and sought for an interim order of stay. But, however, no orders have been passed. Therefore, the petitioner has come up with the present writ petition.

3. Heard learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

4. As the appeal filed by the petitioner is pending before the first respondent, the first respondent is directed to pass appropriate orders and dispose of the appeal expeditiously, preferably within a period of four weeks from the date of receipt of a copy of this order. Pending disposal of the appeal, the respondents are directed to continue the petitioner as Fair Price Shop Dealer, if no alternative arrangement has been made.

5. The writ petition is accordingly disposed of at the admission stage.

16.07.2004

Note: Issue operative portion by wire at party's cost

(b/o)

va

To
1 The Joint Collector kurnool, Kurnool District
2 The Revenue Divisional Officer Kurnool, kurnool District
3 The Mandal Reveneue Officer Pagidyala Mandal, Kurnool District

4 Two CCs to G.P. for Civil Supplies, High Court of A.P. Buildings, Hyderabad (OUT)

5 Two CD Copies